

1 BRIAN J. STRETCH (CABN 163973)
United States Attorney

2 BARBARA J. VALLIERE (DCBN 439353)
3 Chief, Criminal Division

4 JEFFREY SHIH (CABN 296945)
Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
6 San Francisco, California 94102-3495
7 jeffrey.shih@usdoj.gov; 415-436-7168

8 Attorneys for the United States of America

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,)	CASE NO. 3:17-CR-180 RS
13 Plaintiff,)	
14 v.)	STIPULATION AND
15 APRIL MYRES, and)	PROPOSED ORDER EXCLUDING TIME
16 ANTOINE FOWLER,)	UNDER THE SPEEDY TRIAL ACT
17 Defendants.)	

18
19 The parties appeared before the Court for a status conference on December 8, 2017. The parties,
20 with the consent of the defendants, hereby stipulate as follows:

- 21 1. The United States has provided and continues to provide the defendants with discovery
22 materials, and the defendants require additional time to review the discovery and to
23 prepare effectively.
- 24 2. There is good cause to exclude time under the Speedy Trial Act as the ends of justice
25 from such an exclusion outweigh the best interest of the public and the defendants in a
26 speedy trial. Specifically, such an exclusion provides the respective defense counsel
27 reasonable time for effective preparation, taking into account due diligence. 18 U.S.C.
28 § 3161(h)(7)(A) and (h)(7)(B)(iv).

3. Based on the foregoing, the parties jointly and respectfully request that the Court issue the proposed order excluding time under the Speedy Trial Act.

IT IS SO STIPULATED.

DATED: December 8, 2017


TONY TAMBURELLO
Counsel for Defendant Myres

DATED: December 8, 2017


KENNETH HOWARD WINE
Counsel for Defendant Fowler

BRIAN J. STRETCH
United States Attorney

DATED: December 8, 2017


JEFFREY SHIH
Assistant United States Attorney

~~PROPOSED~~ ORDER TO EXCLUDE TIME

Based on the stipulation of the parties, the consent of the defendants, and on good cause shown, the Court orders that the time period from the date of this Order, through and including the date set for the hearing before the District Court on February 27, 2018, is excluded under the Speedy Trial Act. The Court bases this exclusion of time and makes the findings as stipulated by the parties above.

IT IS SO ORDERED.

Dated: 12/8/, 2017


HON. RICHARD SEEBORG
United States District Judge